

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

BNSF RAILWAY COMPANY,)	4:11CV3076
)	
Plaintiff,)	
)	
v.)	RECUSAL ORDER
)	
L.B. FOSTER COMPANY,)	
)	
Defendant.)	

This matter is before the Court on the Court's own motion pursuant to 28 U.S.C. § 455(b)(4), which states: "Any . . . judge . . . of the United States shall disqualify himself in any proceeding . . . [where] [h]e knows that he . . . has a financial interest . . . in a party to the proceeding." Because I hold stock in Berkshire Hathaway, Inc., and that company controls a party, the undersigned Judge shall, and hereby does, recuse himself from the above-designated case pursuant to 28 U.S.C. § 455(b)(4).

IT IS SO ORDERED. Chief Judge Laurie Smith Camp is requested to reassign this case.

DATED this 13th day of February, 2012.

BY THE COURT:

s/John M. Gerrard
United States District Judge